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5 **UNITED STATES DISTRICT COURT**
6 **DISTRICT OF NEVADA**
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8 CFA INSTITUTE,

9 Plaintiff(s),

10 v.

11 ROBERT HIXON and HIXON
12 HOLDINGS, LLC,

13 Defendant(s).
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2:13-CV-2258 JCM (NJK)

15 **ORDER**

16 Presently before the court is the matter *CFA Institute v. Robert Hixon et al.*, case number
17 2:13-cv-02258-JCM-NJK.

18 On January 9, 2014, *pro se* defendant Robert Hixon filed a document in this matter captioned
19 “summons response.” (Doc. # 8). This document was labeled on the court’s docket as an answer to
20 plaintiff’s complaint. Upon inspection, it appears that defendant intended for this document to serve
21 as a motion to dismiss rather than an answer to plaintiff’s complaint, as it specifically requests
22 dismissal four separate times. Also, the document does not assert a list of admissions and denials,
23 which is common practice in an answer to a complaint.

24 Therefore, the court will construe defendant Hixon’s January 9, 2014, filing as a motion to
25 dismiss and will set a standard briefing schedule for a response and reply.

26 Additionally, defendant Hixon Holdings, LLC shall have up to, and including, March 7, 2014
27 in which to file an answer to plaintiff’s complaint in this case. Defendant Hixon Holdings is
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1 encouraged to comply with the requirements of Federal Rule of Civil Procedure 8 with its answer.

2 Accordingly,

3 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the clerk is directed to re-
4 file defendant Hixon's "summons response" (Doc. # 8) as a motion to dismiss, and set a briefing
5 schedule pursuant to local rule 7-2.

6 IT IS FURTHER ORDERED that defendant Hixon Holdings, LLC shall have up to, and
7 including, March 7, 2014 in which to file an answer to plaintiff's complaint in this case.

8 DATED February 12, 2014.

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11 UNITED STATES DISTRICT JUDGE